

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Markwayne Mullin) AO 2012-20 (Tally Vote on OGC
) Recommendations)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on May 30, 2012, the Commission decided by a vote of 5-0 to take the following actions in AO 2012-20 as recommended in the General Counsel's Memorandum dated May 30, 2012:

1. Notwithstanding any contrary instructions in Commission Directives 17 and 52, the Commission directs the Commission Secretary to certify forthwith the tally votes that occurred on Draft B and Draft C of AO 2012-20 (Mullin) on May 30, 2012.
2. The Commission directs the Office of General Counsel to send the requestor's counsel for AOR 2012-12 (Mullin) a closeout letter indicating that the Commission was unable to render the required vote of four or more Commissioners to approve an answer to AOR 2012-12 (Mullin).

Commissioners Bauerly, Hunter, McGahn II, Walther and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

Attest:

May 31, 2012
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission